## IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF TENNESSEE NASHVILLE DIVISION

DIANA MARIE MERCHANT,	)
Plaintiff,	) )
v.	) Civil No. 3:09-0689 ) Judge Trauger
STATE OF TENNESSEE, DIVISION OF MENTAL RETARDATION SERVICES MIDDLE	Magistrate Judge Griffin
TN REGIONAL OFFICE, RICHARD HENDERLIGHT,	) )
DARLENE MOHAGEDAN, KAREN HAYNES,	) )
and DARLA GOAD,	<i>)</i> )
Defendants.	)

## ORDER

On February 7, 2011, the Magistrate Judge issued a Report and Recommendation (Docket No. 55), to which no timely objections have been filed. The Report and Recommendation is therefore **ACCEPTED** and made the findings of fact and conclusions of law of this court. For the reasons expressed therein, it is hereby **ORDERED** that the Defendants' Motion to Dismiss And Motion For Summary Judgment (Docket No. 36) is **GRANTED**, and the plaintiff's claims in this case are **DISMISSED WITH PREJUDICE**. It is further **ORDERED** that the plaintiff's Motion to Remand (Docket No. 49) is **DENIED AS MOOT**.

It is so **ORDERED.** 

Enter this 1st day of March 2011.

ALETA A. TRAVÍSER U.S. District Judge